

Remarks

Claims 1-5, 11-14, 22 and 24 were examined. Claims 22 and 24 are allowed. By this amendment, claims 1 and 11 are amended. Claims 6-10, 15-21, 23 and 25 have been canceled as being drawn to a nonelected invention. No claims are added herein. Applicants submit no new matter has been added herein.

Rejections Under 35 USC §112

Claims 1-5 and 11-14 were rejected under 35 USC §112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the art that the inventor(s), at the time the application was filed, had possession of the claimed invention. Specifically, the Examiner indicated the specification does not provide adequate written description of mutated and truncated versions of the Shiga-like toxin 1 (SLT-1) nucleic acid of SEQ ID NO: 9 and the human VEGF nucleic acid of SEQ ID NO: 10.

Additionally claims 11-14 were rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Specifically, the phrase "or a truncated or mutated versions thereof" is rejected as indefinite.

Claims 1 and 11 are currently amended to delete the phrases "or a truncated or mutated version thereof". Accordingly, Applicants submit the rejections have been overcome and respectfully request the Examiner withdraw the rejections.

If the Examiner believes a telephone conference would aid in the continued prosecution of this application, the Examiner is invited and encouraged to contact Applicants' representative at the telephone number listed below.

Respectfully submitted,

Marina V. Backer et al.

By



Elizabeth A. Galletta  
Registration No. 52,941  
Attorney for Applicants

WIGGIN AND DANA LLP  
One Century Tower  
New Haven, CT 06508

Telephone: (203) 498-4400  
Fax: (203) 782-2889

Date: March 22, 2007